



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शुक्रवार, ८ सितम्बर, १९७८/१७ भद्रपद, १९००

हिमाचल प्रदेश सरकार

FISHERIES DEPARTMENT

NOTIFICATION

Simla-171002, the 4th September, 1978

No. FSH. F (4)-1/78.—Whereas the draft rules for the protection of fish in the waters of Pabbar River, District Simla were published as required under section 3(3)(f) of the Himachal Pradesh Fisheries Act, 1976 (Act No. 16 of 1976) in the Himachal Pradesh Rajpatra dated the 12th July, 1978 *vide* notification of even number, dated the 4th July, 1978 for the information of the persons likely to be affected and for inviting objections and suggestions from them within a period of fifteen days from the date of their publication in the aforesaid Himachal Pradesh Rajpatra.

And whereas the Director of Fisheries, Himachal Pradesh has not received any objection or suggestion from the persons likely to be affected within the prescribed period.

Now, therefore, in exercise of the powers conferred by section 3(3)(f) of the aforesaid Act, the Governor, Himachal Pradesh, hereby makes the following rules:—

RULES

1. Title and commencement.—(1) These rules may be called the Rules for the Protection of Fish in the waters of Pabbar River in Simla district, from Tikri (Rohru Tehsil) to Hatkoti (Jubbal Tehsil).

(2) These shall come into force at once.

2. Prohibition of fishing.—All fishing is prohibited for a period of two years in Pabbar River in Simla district.

3. Penalty.—Any breach of these rules shall be punishable:—

- (1) on first conviction with imprisonment of either description for a term which may extend to three months, or with fine which may extend to five hundred rupees, or with both; and
- (2) on every subsequent conviction with imprisonment of either description for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both.

4. Seizure of engine or net or other implement.—Any fixed engine, or net or other implement for fishing used in contravention of these rules may be seized by any police officer or other person specifically empowered (by name or by virtue of his office) in this behalf.

5. Forfeiture of engine or net or fish.—Any fixed engine erected or net used in contravention of these rules and any fish taken by means of such fixed engine or net, shall be liable to be seized and forfeited:

Provided that no order of forfeiture shall be passed except by the Magistrate having jurisdiction:

Provided further that the seized fish which is subject to speedy and natural decay, may be sold by the Fisheries Officer and the proceeds thereof dealt with in accordance with the procedure laid down for all receipts under 'Fisheries' subject to any orders by the Court.

ANANG PAL,
Secretary.